

U.S. DISTRICT Court, District of Delaware

> C.A. 05-877 JFF  
>

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Re: Roland C. Anderson v. General Motors  
Consolidated C.A. 05-877-JFF / Rule 60

Dear Judge FARNAM -

On Jan. 27, 2007 As you know This Law Firm  
Requested An order to grant or deny. the motions for or  
Against the parties - There was An order for Rule 16  
Scheduling order - on MARCH 1, 2007 - I would like to know  
if your order was be granting there motion of 1-27-2007.  
(with) deny or granting my motion for default - Reason for my  
out Default was the, defendant Fail to Respond to the pleas  
within 20 days - see § - Answer to Complaint - Service within  
20 days after being served with summons and complaint  
unless a different time is prescribed in a Federal Statute,  
§ Civ R. 12(A)(1)(A). Complaint was served 3-29-06 At 14<sup>57</sup>pm)  
and Answer due 4/18/2006. A letter was from Judge FARNAM to  
(order). - whereas. Defendant has not yet entered An App-  
earance or filed A Responsive pleading. Dated 6-8-06 as  
Judge's order. Your Honor on March 1, 07 order for Rule 16, Scheduling  
order - the same Request made By the defendants Atti - Justice  
G.M Request that this Court enter A Scheduling order for  
This case so discovery CAN proceed Accordingly.  
your Honor I file for A default for the reason stated  
Above, But was never Answer By you. granting or denying. (motion).  
Also, then your Honor I Am Requesting An Attorney.

~~See~~ *Tabron v. Croza*, 6 F.3d 147, 153 (3d Cir. 1993). In *Tabron*,  
The United States Court of Appeals for the Third Circuit  
developed a list of criteria to aid district courts  
in weighing the appointment of counsel for indigent  
civil litigants, → see more *Tabron* 6 F.3d at 153.  
attach.

indigent civil litigants. As a threshold matter, a district court must assess whether the claimant's case has some arguable merit in fact and law. Tabron, 6 F.3d at 155. If a claimant overcomes this initial hurdle, a court should then consider the following non-exhaustive list of factors:

1. the plaintiff's ability to present his or her own case;
2. the difficulty of the particular legal issues;
3. the degree to which factual investigation will be necessary and the ability of the plaintiff to pursue investigation;
4. the plaintiff's capacity to retain counsel on his or her own behalf;
5. the extent to which a case is likely to turn on credibility determinations, and;
6. whether the case will require testimony from expert witnesses.

Tabron, 6 F.3d at 155-57.

When considering the appointment of counsel, courts must keep in mind the "significant practical restraints on the district courts' ability to appoint counsel ...; the lack of funding to pay appointed counsel; and the limited supply of competent lawyers who are willing to undertake such representation without compensation." Montgomery v. Pinchak, 294 F.3d 492, 505 (3d Cir. 2002) (quoting Tabron, 6 F.3d at 156) (internal quotation marks and citations omitted).

Finally, the Court notes that it may appoint counsel under Section 1915(e)(1) at any point in the litigation and may do so sua sponte (that is, of its own will or voluntarily). Montgomery, 294 F.3d at 504.

Ronald C. Anderson Request. - Judgment and favor  
 and Against G.M. and for Reasonable attorney fees and court cost  
 incurred in connection with the complaint of this litigation  
 ion, for any other Relief the Court deems just and  
 proper. (G.M. is in violation of service without today  
 after being served. CIVIL R-12 (A)(1)(A) (motion for R, 55). Also  
 my motion to Respond on 2-22-07. (Latter)

Thank you

Ronald C. Anderson  
 113 LLOYD ST.  
 W.D. Del. 19804

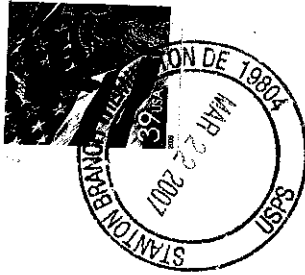
Certif. serves To:  
 The Honorable Joseph J. FARNAMOR,  
 Unit States District Court  
 District of Delaware  
 844 N. King Street  
 W.D. Del. 19801

MARGARET F. ENGLAND  
 300 DELAWARE Avenue, Suite 1210  
 W.D. Del. 19801

RORAND C. Anderson  
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Wd., Vol. 19804

U.S.M.S.  
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